Heller Ehrman 275 Middlefield Road Menio Park, CA 94025

**CONFIRMATION NO. 3301** 371 FORMALITIES LETTER 'OC000000018147168'

Date Mailed: 02/28/2006

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- · Indication of Small Entity Status
- Copy of the International Application filed on 12/09/2005
- Copy of the International Search Report filed on 12/09/2005
- Preliminary Amendments filed on 12/09/2005
- Information Disclosure Statements filed on 12/09/2005
- U.S. Basic National Fees filed on 12/09/2005
- Priority Documents filed on 12/09/2005
- Specification filed on 12/09/2005
- Claims filed on 12/09/2005
- Abstracts filed on 12/09/2005
- Drawings filed on 12/09/2005

The following Items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

 Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION. WHICHEVER IS LATER, FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filling a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

BEST AVAILABLE COPY

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

### FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

# PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/560,263	PCT/US04/19125	38187-2804 US

FORM PCT/DO/EO/905 (371 Formalities Notice)

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bary Dean BRIGGS et al.

Serial No.: 10/560,263

Filed: 12/9/05

Filed: 12/9/05

For: Method and Apparatus For Body Fluid Sampling and Analyte Sensing

**Mail Stop Missing Parts Commissioner for Patents** 

P.O. Box 1450

Alexandria, VA 22313-1450

Group No.: Unassigned Examiner: Unassigned



## COMPLETION OF FILING REQUIREMENTS—NONPROVISIONAL APPLICATION

This replies to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States I. Designated/Elected Office (DO/EO/US) mailed February 28, 2006. A copy of the Notification of Missing Requirements is enclosed.

### **DECLARATION OR OATH**

No declaration or oath was filed. Enclosed is the original declaration or oath for this application. II.

## POWER OF ATTORNEY

Enclosed is an original Power of Attorney by Assignee to Exclusion of Inventor. III.

#### SMALL ENTITY STATUS

IV. Applicant claims small entity status. See 37 CFR 1.27.

#### COMPLETION FEES

1.	Filing Fee: Original patent application (37 C.F.R. 1.16(a))	\$ -0-
	Fee for Claims: Each claim in excess of 20 (37 C.F.R. 1.16(c))	-0-
3.	Fee for Claims: Each independent claim in excess of 3 (37 C.F.R. 1.16(b))	-0-
4.	Surcharge Fee: Late payment of filing fee (37 C.F.R. 1.16(e))	65.00
	Search Fee:	-0-
6.	Examination Fee:	-0-
7.	Assignment (See "ASSIGNMENT COVER SHEET".)	<u>40.00</u>
	Total completion fees	\$105.00

### **EXTENSION OF TIME**

Applicant believes that no extension of time is required. However, this conditional petition is being made to provide V. for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time. Fee Due: \$225.00

# TOTAL FEE DUE

The total fee due is: Completion fees \$105.00, Extension of Time Fees \$225.00. VI.

**TOTAL FEE DUE \$ 330.00** 

## PAYMENT OF FEES

VII. Charge Account No. 08-1641 (38187-2804) in the amount of \$3,30-Q0.

Please charge Account No. 08-1641 (38187-2804) for any fees that may be due by this paper.

07/05/2005 GFREY1 00000120 081641 10560263

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